



#16/RCE
Request
mail
11/15/02

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000.
Provides for continued examination of an utility or plant application
Filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/126,884
Filing Date	7/31/98
First Named Inventor	Bertram
Group Art Unit	2661
Examiner Name	Nguyen, Brian D.
Attorney Docket Number	DIVA/133

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 Previously filed on 9/24/02
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the appeal brief or Reply brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1316; Applicant is a small entity.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(d)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Eamon J. Wall	Registration No. (Attorney/Agent)	39,414
Signature	<i>E. J. Wall</i>	Date	11/14/02

CERTIFICATE OF MAILING OR TRANSMISSION 9/2002 SHORE 00000002 501316 09126884

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: 11/14/02.

Name (Print/Type)	Laura E. Crater	Date	11/14/02
Signature	<i>Laura E. Crater</i>		

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TELEFAX COVER SHEET

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TO: Commissioner of Patents
FAX NO.: 703-872-9314
FROM: Eamon J. Wall
DATE: 11/14/02
MATTER: Serial No. 09/126,884 Filed: 7/31/98
DOCKET NO.: DIVA/133
APPLICANT: Bertram

The following has been received in the U.S. Patent and Trademark Office on the date of this facsimile:

<input type="checkbox"/> Petition	<input type="checkbox"/> Transmittal Letter (2 copies)
<input type="checkbox"/> Disclosure Statement & PTO-1449	<input type="checkbox"/> Fee Transmittal (2 copies)
<input type="checkbox"/> Priority Document	<input checked="" type="checkbox"/> Deposit Account Transaction
<input type="checkbox"/> Drawings (<u> </u> sheets) informal	<input checked="" type="checkbox"/> Facsimile Transmission Certificate
<input type="checkbox"/> Amendment	dated 11/14/02
<input checked="" type="checkbox"/> REQUEST FOR CONTINUED EXAMINATION	<input type="checkbox"/> Preliminary Amendment
TRANSMITTAL	

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8

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LAURA E. CRATER
Name of person signing this certificate

Laura E. Crater 11/14/02
Signature and date